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IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF COLUMBIA

ADEL HASSAN HAMAD,

Petitioner,

v.

**GEORGE W. BUSH, DONALD
RUMSFELD, JAY HOOD, and BRICE
GYURISKO,**

Respondents.

CV 05-1009 JDB

**STATEMENT OF UNDERSTANDING
BY COUNSEL REGARDING COURT
ORDER**

On December 28, 2005, the Court ordered that Respondent shall produce a factual return for Petitioner and provide that factual return to Petitioner's counsel and to the Court by not later than May 1, 2006. On February 2, 2006, Respondent filed a motion to stay production of the factual return that the Court had ordered disclosed. The following day, on February 3, 2006 the Court issued a notice indicating that all pending motions be held

in abeyance until the conclusion of certain related litigation in the United States Court of Appeals for the District of Columbia Circuit.

In light of the Court's Notice of February 3, 2006, it is the understanding of undersigned counsel that the Court's December 28, 2005, order for disclosure of the factual return remains in effect, that Respondent's motion to stay production of the return remains in abeyance, and that Petitioner need not file any response to said motion during the abeyance period. Should the Court indicate otherwise, undersigned counsel will file a motion opposing Respondent's motion to stay production of the factual return.

Respectfully submitted February 9, 2006.

/s/ Steven T. Wax

Steven T. Wax
Federal Public Defender

/s/ Patrick J. Ehlers

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Assistant Federal Public Defender